

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PEDRO SANTIAGO-ESPINOSA : CIVIL ACTION  
v. :  
: NO. 22-2677  
:   
WELLPATH MEDICAL, CORRECT :  
CARE SOLUTIONS, P.A. JOE :  
WALSH, DEPARTMENT OF :  
CORRECTIONS :  
:

**ORDER**

AND NOW, this 26<sup>th</sup> day of July 2022, consistent with our obligations to screen an incarcerated person's Complaint under 28 U.S.C. § 1915A after having permitted the incarcerated person to proceed without paying the filing fees (ECF Doc. No. 5), and for reasons in the accompanying Memorandum, it is ORDERED:

1. Plaintiff's claims for damages under the Pennsylvania Constitution are **DISMISSED** with prejudice;
2. Plaintiff's remaining claims against all Defendants are **DISMISSED** without prejudice for him to file an amended Complaint on or before **August 31, 2022** if he can plead the personal involvement of the physician's assistant or a policy and custom of supervising entities consistent with the accompanying Memorandum and claim more than mere medical negligence; and,
3. The Clerk of Court shall not issue summons until further Order.

  
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KEARNEY, J.